

**BEFORE THE DEPARTMENT OF WATER RESOURCES  
OF THE  
STATE OF IDAHO**

**IN THE MATTER OF APPLICATION FOR )  
PERMIT NO. 63-32499 IN THE NAME OF ) NOTICE OF HEARING  
MAYFIELD TOWNSITE LLC )  
\_\_\_\_\_ )**

On July 7, 2006, Mayfield Townsite LLC filed with the Idaho Department of Water Resources (IDWR) Application for Permit No.63-32499. The application was advertised for public notice in the Mountain Home News June 4 & 11, 2008 and in the Idaho Statesman June 5 & 12, 2008. Protests were received from Daniel S VanGrouw and G3 LLC. Intervention was granted to Pacific West Land LLC and Ark Properties, John McCallum.

**PLEASE TAKE NOTICE** that a formal hearing will be held on **Thursday November 5<sup>th</sup> and Friday November 6<sup>th</sup>, 2009 beginning at 9:00 AM at the Idaho Department of Water Resources State Office, Idaho Water Center, 322 E Front St, Boise, Idaho.**

The presiding officer at the hearing will be Gary Spackman.

The hearing will be held in accordance with the provisions of Idaho Code, Chapters 2 and 17, Title 42, Chapter 52, Title 67 and Department Rules of Procedure IDAPA37.01.01. A copy of the code/rules may be obtained from the Department's website [www.idwr.idaho.gov](http://www.idwr.idaho.gov) or upon request. Parties appearing in this matter will have opportunity to present information, examine witnesses, and provide argument relating to the contested application.

The hearing will be conducted in a facility that meets the accessibility requirements of the Americans with Disabilities Act. If you require special accommodations in order to attend or participate in the hearing, please advise the Department within 10 days prior of the hearing date.

Dated this <sup>th</sup>13 day of May, 2009.

  
\_\_\_\_\_

John Westra, Manager Western Region

## Order Authorizing Discovery

At the prehearing conference held on February 24, 2009 the applicant, interveners, and protestants requested a Discovery Period be order for the contested Application for Permit #63-32499.

### ORDER

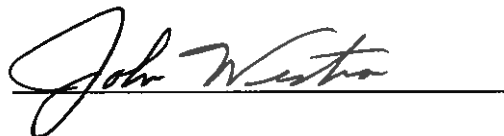
**IT IS HEREBY ORDERED** that parties to this matter are authorized to engage in discovery beginning on **June 1, 2009**.

**IT IS FURTHER ORDERED** that parties shall complete discovery on or before **October 22<sup>nd</sup>, 2009**.

**IT IS FURTHER ORDERED** that discovery shall be governed by the Idaho Rules of Civil Procedure. Specifically, depositions of expert witnesses must be taken according to the Idaho Rules of Civil Procedure, and any appropriate fees must be paid as set forth in the Rules of Procedure.

**IT IS FURTHER ORDERED** that parties shall exchange exhibits and witness lists, and provide a copy of proposed exhibits to the hearing officer on or before **October 29<sup>th</sup>, 2009**.

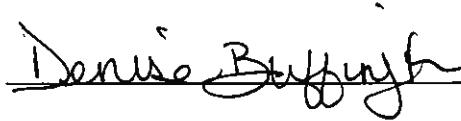
Dated this 13<sup>th</sup> day of May, 2009

A handwritten signature in cursive script, reading "John Westra", written over a horizontal line.

John Westra, Manager Western Region.

## CERTIFICATE OF MAILING

I hereby certify that on the 14<sup>th</sup> day of May, 2009, I mailed a true and correct copy, certified mail, postage prepaid, of these documents to those on the attached list.

A handwritten signature in black ink, reading "Denise Buffington", is written over a horizontal line.

Denise Buffington  
Administrative Assistant

### **Documents Sent**

-Notice of Hearing & Discovery Order

### **Mailings**

Pacific West Land LLC  
Attn Jeffrey C Fereday & Michael P Lawrence  
Givens Pursley LLP  
PO Box 2720  
Boise ID 83701

G3 LLC  
Attn: Craig Haynes  
2136 E Lewandowski LN  
Boise ID 83716

Ark Properties. John McCallum  
Attn: Bruce Smith  
Moore Smith Buxton & Turcke Chtd  
950 W Bannock Ste 520  
Boise ID 83702

Scott King  
SPF Water Engineering  
300 E Mallard Dr, Ste 350  
Boise ID 83706

Mayfield Townsite LLC  
Attn: Robert A Maynard & Erika Malmen  
Perkins Coie LLP  
PO Box 737  
Boise ID 83701

Daniel S Van Grouw  
Attn: Dana Hofstetter  
608 W Franklin ST  
Boise ID 83702

Debbie Gibson, S.O.